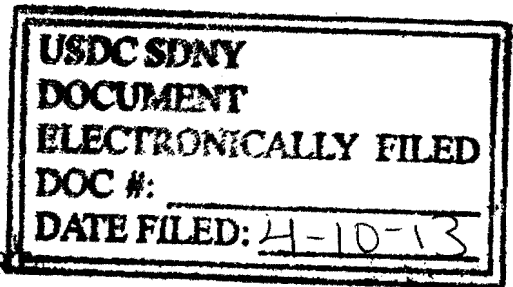




UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
PROBATION DEPARTMENT



P#28106

TO: Honorable Loretta A. Preska  
Chief U.S. District Judge

FROM: Anthony Macchia  
U.S. Probation Officer

Re: Trujillo-Caceres, German DeJesus  
Dkt No: 10 CR 88-01(LMM)

Enclosed is a matter from the U.S. Probation Department requesting consideration and/or review by Your Honor. Please forward your response to the Clerk's Office so it can be docketed.

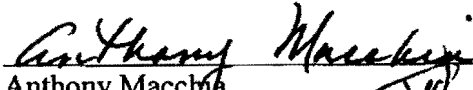
Also, please forward a copy of your response, along with **four (4) Original Probation Form 22's** to our office at 300 Quarropas Street, Ground Floor, White Plains, NY 10601, so that we may take appropriate action.

We respectfully request this matter be expedited due to the imminent sentencing that will be occurring shortly in the Southern District of New York.

Respectfully submitted,

Michael J. Fitzpatrick  
Chief U.S. Probation Officer

By:

  
Anthony Macchia  
U.S. Probation Officer  
914-390-4049

AM:djj

DATE: April 10, 2013

REQUEST FOR COURT ACTION/DIRECTION

TO: Honorable Loretta A. Preska  
Chief U.S. District Judge

OFFENSE: Illegal Re-Entry After  
Deportation (8 USC 1326(a) & (b)(2))

FROM: Anthony Macchia  
U.S. Probation Officer

ORIGINAL SENTENCE: Thirty-six (36)  
months imprisonment; thirty-six (36) months  
supervised release.

SPECIAL CONDITIONS: Participation in a  
drug treatment program; cooperate with INS;  
\$100 special assessment fee.

RE: Trujillo-Caceres, German DeJesus

AUSA: Alvin L. Bragg, Jr.

DKT: 10 CR 88-01(LMM)

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DATE OF SENTENCE: June 9, 2010

DATE: April 10, 2013

ATTACHMENTS: PSI \_X\_ JUDGMENT \_X\_ PREVIOUS REPORT \_X\_

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TRANSFER OF JURISDICTION

This memorandum is being submitted to Your Honor to request Transfer of Jurisdiction to the Southern District of California.

Mr. Trujillo-Caceres was originally sentenced by the Honorable Lawrence M. McKenna, U.S. District Judge, Southern District of New York, on June 9, 2010. Currently Judge McKenna has inactive status in our district.

Subsequent to the above sentencing the defendant was deported to El Salvador on November 28, 2012. On or about January 28, 2013, the defendant who previously had been excluded, deported and removed from the United States to El Salvador, was found in the United States, in the Southern District of California.

Mr. Trujillo-Caceres was detained in the Southern District of California and is awaiting sentencing for the January 28, 2013 illegal re-entry. In the interest of the court, efficiency and cost, it would be prudent to transfer the jurisdiction to the Southern District of California in order for them, not only to handle the sentencing, but the violation for said re-entry.

We are respectfully requesting Transfer of Jurisdiction be completed expeditiously due to the imminent sentencing that will be occurring shortly in the Southern District of California. Enclosed are four Form 22, Transfer of Jurisdiction, to be signed by your Honor.

Respectfully submitted,

Michael J. Fitzpatrick  
Chief U.S. Probation Officer

*Anthony Macchia*  
Anthony Macchia  
U.S. Probation Officer  
914-390-4049

AM:djj  
Enclosures

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**Judicial Response**

☒ Allow for Transfer of Jurisdiction to Souther District of California

☐ Other \_\_\_\_\_

Date April 10, 2013

*Loretta A. Preska*  
Honorable Loretta A. Preska  
Chief U.S. District Judge

PROB 22  
(Rev. 2/88)

## TRANSFER OF JURISDICTION

DOCKET NUMBER (*Tran. Court*)  
1: 10 CR 88-01(LMM)

DOCKET NUMBER (*Rec. Court*)

NAME AND ADDRESS OF PROBATIONER/SUPERVISED RELEASEE:

German DeJesus Trujillo-Caceres  
Undomiciled

DISTRICT

SOUTHERN DISTRICT OF  
NEW YORK

DIVISION

Probation

NAME OF SENTENCING JUDGE

Lawrence M. McKenna, U.S. District Judge (Inactive Status)

Loretta A. Preska, Chief U.S. District Judge

DATES OF PROBATION/SUPERVISED  
RELEASE:

FROM

TO

OFFENSE

Illegal Re-entry After Deportation (8 USC 1326(a) & (b)(2))

### PART 1 - ORDER TRANSFERRING JURISDICTION

UNITED STATES DISTRICT COURT FOR THE "SOUTHERN DISTRICT OF NEW YORK"

IT IS HEREBY ORDERED that pursuant to 18 U.S.C. 3605 the jurisdiction of the probationer or supervised releasee named above be transferred with the records of the Court to the United States District Court for the Southern District of California (San Diego Division) upon that Court's order of acceptance of jurisdiction. This Court hereby expressly consents that the period of probation or supervised release may be changed by the District Court to which this transfer is made without further inquiry of this Court.\*

April 10, 2013  
Date

Loretta A. Preska  
United States District Judge

\*This sentence may be deleted in the discretion of the transferring Court.

### PART 2 - ORDER ACCEPTING JURISDICTION

UNITED STATES DISTRICT COURT FOR THE Southern District of California (San Diego Division)

IT IS HEREBY ORDERED that jurisdiction over the above-named probationer/supervised releasee be accepted and assumed by this Court from and after the entry of this order.

\_\_\_\_\_  
Effective Date

\_\_\_\_\_  
United States District Judge